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11 IN THE UNITED STATES DISTRICT COURT
12 FOR THE NORTHERN DISTRICT OF CALIFORNIA

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14 UNITED STATES OF AMERICA,)	No. CR-07-00488 CW
vs.)	AMENDED STIPULATION AND
15 ANDRE MATTHEWS, et al.)	ORDER CONTINUING STATUS
Defendant.)	HEARING
)	Hearing Date: November 28, 2007
)	Requested Date: January 9, 2008

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18 It is hereby stipulated that the STATUS hearing date of November 28, 2007 be continued
19 to January 9, 2008 at 2:00 p.m. In addition, the parties stipulate and agree that time should be
20 excluded between November 28, 2007 until January 9, 2008 due to the ongoing investigation by
21 defense counsel. Two new defense counsel have very recently joined this case. It appears that
22 all defendants are now present, but the new counsel have had very little time to review the
23 discovery. Approximately 4000 pages of discovery have been produced to defense counsel in
24 electronic form. This electronic discovery has been converted to OCR searchable form by
25 defense counsel and distributed to all defense counsel. Seven CD-ROM's of discovery recently
26 received have not been reviewed. Calculation of loss value exposure will be a complicated

1 process in this case and is ongoing. The parties understand the court's preference for setting of
2 motions by stipulation; however, the parties are not in a position to assess the time needed for
3 discovery review or motions preparation. If possible, the parties will propose a motions schedule
4 by stipulation prior to the requested next appearance.

5 The parties agree that the ends of justice served by the continuance requested herein
6 outweigh the best interest of the public and the defendant in a speedy trial because the failure to
7 grant the continuance would deny the counsel for the defendant the reasonable time necessary
8 for effective preparation, taking into account the exercise of due diligence. Time should
9 therefore be excluded pursuant to 18 U.S.C. §§ 3161(h)(8)(A) and (B)(iv).

10

11 11-27-07
12 Date

/s/
John Paul Reichmuth
Assistant Federal Public Defenders
Counsel for defendant Johnson

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14 11-27-07
15 Date

/s/
Richard Tamor
Counsel for defendant Bacon

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17 11-27-07
18 Date

/s/
Garrick Lew
Counsel for defendant Alexander

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11-27-07
Date

/s/
Gail Shifman
Counsel for defendant Kautzman

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22 11-27-07
Date

/s/
John Hemann
Counsel for defendant Matthews

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24 11-27-07
Date

/s/
Laura Robinson
Counsel for defendant Enriquez

26

1 11-27-07
2 Date

/s/
Mark Goldrosen
Counsel for defendant Reyes

3 11-27-07
4 Date

/s/
Seth Chazin
Counsel for defendant Williams

5 11-27-07
6 Date

/s/
Ismail Ramsey
Counsel for defendant Arnold

8 11-27-07
9 Date

/s/
Diana Weiss
Counsel for defendant Green

10 11-27-07
11 Date

/s/
H.H. "Shashi" Kewalramani
Assistant United States Attorney

13 I hereby attest that I have on file all holograph signatures for any signatures indicated by a "conformed" signature (/S/)
14 within this efiled document.

/S/ John Paul Reichmuth
Counsel for Defendant Alicia Johnson

17 **ORDER**

18 Based on the reasons provided in the stipulation of the parties above, the Court hereby
19 finds that the ends of justice served by the continuance requested herein outweigh the best
20 interest of the public and the defendant in a speedy trial because the failure to grant the
21 continuance would deny the counsel for the defendant the reasonable time necessary for effective
22 preparation, taking into account the exercise of due diligence. The Court makes this finding
23 because the parties continue to investigate the new discovery, which is voluminous.

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1 Based on these findings, IT IS HEREBY ORDERED THAT the STATUS hearing date of
2 November 28, 2007 at 2:00 p.m. be continued to January 9, 2008 and that time be excluded from
3 November 28, 2007 to January 9, 2008 pursuant to 18 U.S.C. §§3161 (h)(8)(A) and (B)(iv).

4 IT IS SO ORDERED.

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6 11/27/07

7 Date

8 Hon. Claudia Wilken
United States District Judge

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